

SAFEGUARDS INFORMATION

September 15, 2010

Mr. Mark Bezilla
Site Vice President
FirstEnergy Nuclear Operating Company
Perry Nuclear Power Plant
P. O. Box 97, 10 Center Road, A-PY-A290
Perry, OH 44081-0097

SUBJECT: PERRY NUCLEAR POWER PLANT - NRC SECURITY INSPECTION REPORT
05000440/2010201

Dear Mr. Bezilla:

On July 30, 2010, the U. S. Nuclear Regulatory Commission (NRC) completed a security baseline inspection at your Perry Nuclear Power Plant. The inspection covered one or more of the key attributes of the security cornerstone of the NRC's Reactor Oversight Process. The enclosed inspection report documents the inspection results, which were discussed on July 30, 2010, with Mr. D. Moul and other members of your staff.

The inspection examined activities conducted under your license as they relate to security and compliance with the Commission's rules and regulations and with the conditions of your license. The inspectors reviewed selected procedures and records, observed activities, and interviewed personnel.

This report documents one finding of very low security significance (i.e., Green as determined by the Physical Protection Significance Determination Process). The deficiency was promptly corrected or compensated for, and the plant was in compliance with applicable physical protection and security requirements within the scope of this inspection before the inspectors left the site.

The finding had a cross-cutting aspect in the area of Human Performance, within the area of Work Practices, under Management Oversight (H.4.(c)), because of the failure to ensure that supervisory and management oversight of work activities supported security personnel to assure regulatory compliance. If you disagree with the characterization of any finding in this report, you should provide a response within 30 days of the date of this inspection report, with the basis for your disagreement, to the Director, Nuclear Security Incident Response, and the Branch Chief, Security Performance Evaluation Branch. The information you provide will be considered in accordance with Inspection Manual Chapter 0305.

However, because of the very low security significance and because it is entered into your corrective action program, the NRC is treating this violation as a non-cited violation consistent with Section VI.A.1 of the NRC Enforcement Policy.

Enclosure(s) transmitted herewith contain(s) Safeguards Information. When separated from enclosure(s), this transmittal document is decontrolled.

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The finding was NRC identified.

In accordance with Title 10 of the *Code of Federal Regulations* (10 CFR) 2.390 of the NRC's "Rules of Practice," a copy of this letter will be available electronically for public inspection in the NRC Public Document Room or from the Publicly Available Records System of NRC's Agencywide Documents Access and Management System (ADAMS), accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> (the Public Electronic Reading Room). However, because of the security-related concerns contained in the enclosure, and in accordance with 10 CFR 2.390, a copy of this letter's enclosure will not be available for public inspection.

In accordance with 10 CFR 2.390(b)(1)(ii), the NRC is waiving the affidavit requirements for your response, if any. This practice will ensure that your response will not be made available electronically for public inspection in the NRC Public Document Room or from the NRC's document system, ADAMS. If Safeguards Information is necessary to provide an acceptable response, please provide the level of protection described in 10 CFR 73.21. Otherwise, mark your entire response "Security-Related Information – Withhold Under 10 CFR 2.390" and follow the instructions for withholding in 10 CFR 2.390(b)(1).

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Should you have any questions concerning this inspection, we will be pleased to discuss them with you.

Sincerely,

/RA/

Robert C. Johnson, Chief
Security Performance Evaluation Branch
Division of Security Operations
Office of Nuclear Security and Incident Response

Docket No. 50-440
License No. NPF-58

Non public Enclosure: Inspection Report No. 05000440/2010201 w/Attachments:
Supplemental Information, Table of Security Personnel, Exercise One,
Exercise Two, and Exercise Three (SAFEGUARDS)

cc w/encl: S. Coker, NSIR
C. Johnson, NSIR
J. Curry, NSIR
D. Brady, NSIR
J. Trapp, RI
M. Ernstes, RII
E. Duncan, RIII
M. Shannon, RIV
L. Lindrose, Perry Nuclear Power Plant
C. O'Claire, Ohio Emergency Management Agency

cc w/o encl: P. Sena, FirstEnergy Nuclear Operating Company
Manager, Site Regulatory Compliance, Perry Nuclear Power Plant
Public Utilities Commission of Ohio
R. Owen, Ohio Department of Health
Manager, Fleet Licensing, FirstEnergy Nuclear Operating Company
D. Moul, FirstEnergy Nuclear Operating Company
J. Lash, FirstEnergy Nuclear Operating Company
D. Pace, FirstEnergy Nuclear Operating Company
D. Jenkins, FirstEnergy Nuclear Operating Company
Director, Fleet Regulatory Affairs, FirstEnergy Nuclear Operating Company
K. Fili, FirstEnergy Nuclear Operating Company

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Sincerely,

/RA/

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DRPIII S. Reynolds, RIII P. Buckley, RIII
DRSIII S. Orth, RIII T. Tomczak, RIII

ADAMS ACCESSION NUMBER: ML102380362

OFFICE	NSIR/DSO/SPEB	NSIR/DSO	RIII	NSIR/DSO/SPEB
NAME	D. Cardenas	J. Curry	E. Duncan	C. Johnson
DATE	9/13/10	9/14/10	9/14/10	9/15/10

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